

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CARMEN BARRATO,

100-00000000
NYC, NY
FILED 4/4/2008
2008
DATE FILED: 4/4/08

Petitioner,

O R D E R

- against -

07 Civ. 8584 (NRB)
04 CR 204 (NRB)

UNITED STATES OF AMERICA,

Respondent.

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NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE

WHEREAS Carmen Barrato filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2255 on October 3, 2007; and

WHEREAS the government filed an opposition to the petition on February 4, 2008; and

WHEREAS this Court has received a letter from the Bureau of Prisons indicating that Barrato passed away on March 20, 2008 at John Peter Smith Hospital in Fort Worth, Texas; it is hereby

ORDERED that Barrato's petition for a writ of habeas corpus is dismissed as moot, see McCann v. Ross, 396 U.S. 118 (1969), and it is further

ORDERED that the Clerk of the Court close the case.

Dated: New York, New York
April 3, 2008


NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE